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27 SUSAN K. MYERS, MICHAEL F. MYERS  
28 and KEITH J. GOTTL

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**UNITED STATES DISTRICT COURT**  
**FOR THE DISTRICT OF NEVADA**

SUSAN K. MYERS, individually and as  
trustee of the Susan K. Myers Living Trust  
dated January 8, 2001, MICHAEL F.  
MYERS, individually and as trustee of the  
Susan Myers Massachusetts Trust, dated July  
11, 2008, and KEITH J. GOTTL, as trustee of  
the Michael F. Myers Massachusetts Trust,  
dated October 23, 2008, and the Michael F.  
Myers Massachusetts Trust, dated December  
3, 2008,

Plaintiffs,

v.

JAMES ARCHIBALD and PORT CAPITAL  
MANAGEMENT LLC, a limited liability  
company,

Defendants.

**Case No: 3:10-cv-258-RCJ-RAM**

**CERTIFICATE OF SERVICE**

## **CERTIFICATE OF SERVICE**

I, JANE SULLIVAN, declare that I am a citizen of the United States and I am over 18 years of age. I am not a party to the above entitled action. My business address is 101 California Street, Suite 2300, San Francisco, California 94111.

On May 11, 2011, I caused the attached document entitled:

**SECOND AMENDED COMPLAINT FOR: 1) FRAUD AND  
MISREPRESENTATION; 2) FRAUD BASED ON CONCEALMENT  
AND OMISSION; 3) NEGLIGENT MISREPRESENTATION AND OMISSION;  
4) BREACH OF FIDUCIARY DUTY; 5) PROFESSIONAL NEGLIGENCE; 6)  
UNJUST ENRICHMENT; 7) VIOLATION OF NEVADA'S CONSUMER  
PROTECTION LAWS; DEMAND FOR JURY TRIAL**

to be sent the following:

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Attorneys for Defendants JAMES ARCHIBALD and PORT CAPITAL MANAGEMENT, LLC

**By Electronic Service (LR 5-3).** I caused the above-documents to be electronically filed on this date with the clerk of the Court using the CM/ECF system, which will automatically e-serve the same on the attorneys of record indicated on the generated Notice of Electronic Filing and served as follows any attorneys of record which are designated on the Clerk's Service List(\*) to require alternate service as follows:

**By Mail**. I placed the above-documents in sealed envelope(s), with postage thereon fully prepaid, for collection and mailing at San Francisco, California, following ordinary business practices. I am readily familiar with the practices of Kasowitz, Benson, Torres and Friedman for processing of correspondence, said practice being that in the ordinary course of business, correspondence is deposited in the United States Postal Service the same day as it is placed for processing.

**By Federal Express.** I served such envelope or package to be delivered on the same day to

1 an authorized courier or driver authorized by Federal Express to receive documents, in an  
2 envelope or package designated by Federal Express.

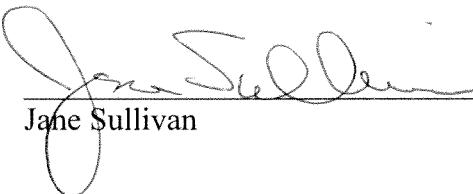
3  **By Personal Service**. I caused the above documents to be delivered by hand to the  
4 addressee(s) noted above.

5  **By Facsimile**. I caused the above documents to be served via facsimile electronic equipment  
6 transmission to the number indicated after the address(es) noted above.

7  **By Email**. I caused the above documents to be served via email transmission to the e-mail  
8 address(es) noted above.

9 I declare under penalty of perjury that the foregoing is true and correct.

10 Executed on May 11, 2011 at San Francisco, California.

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12 Jane Sullivan  
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